



GAIL FARBER, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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P.O. BOX 1460
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January 13, 2009

IN REPLY PLEASE

REFER TO FILE:

C-1

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**ACCEPTANCE OF PUBLIC WORKS CONTRACT
SAN JOSE CREEK CHANNEL REPAIR
CITY OF INDUSTRY
(SUPERVISORIAL DISTRICT 1)
(3 VOTES)**

SUBJECT

This action is to ratify changes in work and accept the completed public works construction contract for San Jose Creek Channel Repair in the City of Industry.

**IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY
OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:**

Ratify changes in work and accept completed contract work under the following construction contract:

- Project ID No. FCC0000959 - San Jose Creek Channel Repair, to repair sections of reinforced concrete channel walls and invert and construct channel subdrain, City of Industry, Kaveh Engineering & Construction, Inc., with changes in the amount of \$9,656.53, and a final contract amount of \$691,744.53.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to obtain your Board's ratification of Director of Public Works-approved changes in a public works contract and your Board's acceptance of the work of the contract in compliance with the provisions of the Public

Contract Code. Included in the attachment are project and contract data, the scope of work of changes to be ratified, and the work of the contract to be accepted.

The Director of Public Works has been authorized by your Board to order changes in work up to \$10,000 for construction contracts. Changes to accommodate field conditions in order to meet the intent of the plans and specifications are not subject to this monetary limitation. Attached for your ratification are changes in work, which the Director of Public Works ordered for this project.

The project has been completed, and it is recommended that your Board accept it on the date indicated in the attachment.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Service Excellence (Goal 1) and Community Services (Goal 6). Acceptance of this contract completes the work to improve infrastructure and enhance the quality of life in the affected communities.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The modification to the contract amount is an increase in the amount of \$9,656.53, while the total value of the contract is \$691,744.53.

Ratification of the changes in work and acceptance of the work of this contract by your Board is in compliance with the acceptance and prompt payment provisions of the Public Contract Code.

Sufficient funds are available in the Board-approved appropriations for this project to cover the cost of the changes and the total value of the contract. A detailed cost breakdown for the changes together with a contract cost summary are included in the attachment.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

This contract for the construction of public works improvements was awarded by your Board to the lowest responsible bidder in accordance with the California Public Contract Code, your Board's directives, and as recommended by the Director of Public Works.

ENVIRONMENTAL DOCUMENTATION

The changes in the work as described above and in the attachment are within the limits of the Board-approved projects and do not change any conditions which resulted in the original environmental findings.

CONTRACTING PROCESS

The contract provided that the contractor be compensated for changes in the work as a result of changes to the original plans and specifications or changed conditions encountered during the course of construction. The costs of these changes were based on contract unit prices, time and materials methods, or were negotiated under the provisions of the contract specifications. The methods for arriving at the final costs of the changes are included in the attachment.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

Ratification of the requested changes and acceptance of the work of the contract by your Board will ensure the timely closeout of the contract, releasing Departmental and County assets for other construction-related activities.

CONCLUSION

Please return one adopted copy of this letter to the Department of Public Works, Construction Division.

Respectfully submitted,


GAIL FARBER
Director of Public Works

GF:JTS:en

Attachment

c: Chief Executive Office (Lari Sheehan)
County Counsel
Office of Affirmative Action Compliance

ACCEPTANCE OF CONTRACT
January 13, 2009

PROJECT ID NO. FCC0000959 - SAN JOSE CREEK CHANNEL REPAIR (City of Industry), Supervisorial District 1

Contractor: Kaveh Engineering & Construction, Inc., 751 South Weir Canyon Road, Suite 157-224, Anaheim, California 92808

Project Description:

Replacement of sections of reinforced concrete channel walls and invert, construction of channel subdrain, and other appurtenant work.

Changes in Work:

(1) Variations in Bid Quantity	\$ (5,649.20)
(2) Construction Dewatering	11,395.73
(3) Railroad Insurance	<u>3,910.00</u>
Total	<u>\$ 9,656.53</u>

Description of Changes:

(1) The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities.

(2) Your Board previously approved a change in work to dewater the construction area. The cost of this work exceeded the original estimate by the amount shown.

(3) The specifications provide for the contractor to be reimbursed the cost of acquiring the insurance required by the Union Pacific Railroad.

The costs for Item 1 were based on contract unit prices. The costs for Items 2 and 3 were based on time and materials as provided in Subsection 3-3 of the contract specifications.

Nine additional working days were required for these changes.

Financial Information:

Funding for these changes in work are included in the Flood Control District Budget for Fiscal Year 2008-09.

Project Completion Date:

The contractor completed the project on October 20, 2008, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required by the contractor to furnish the documentation necessary to close out the contract.

Revised Contract Amount:

Original contract amount	\$593,987.05
Actual costs of changes in work previously approved by your Board	88,100.95
Changes in work authorized by the Director of Public Works	<u>9,656.53</u>
FINAL CONTRACT AMOUNT	<u>\$691,744.53</u>
Percent total change orders to original contract amount	16.5%

PMT:en